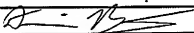


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|  |                      |                                    |
|--|----------------------|------------------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br><small>(to be used for all correspondence after initial filing)</small> | Application Number   | 10/785,207                         |
|  | Filing Date          | 02/24/2004                         |
|  | First Named Inventor | Modak, et al.                      |
|  | Art Unit             | 1616                               |
|  | Examiner Name        | SOROUGH, ALI                       |
| Total Number of Pages in This Submission   |                      | Attorney Docket Number 070050.2534 |

| ENCLOSURES (Check all that apply)   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form                  | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |
| <input checked="" type="checkbox"/> Fee Attached                          | <input type="checkbox"/> Licensing-related Papers                         | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |
| <input type="checkbox"/> Amendment/Reply                                  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                        | <input type="checkbox"/> Power of Attorney, Revocation                    | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                        | <input type="checkbox"/> Change of Correspondence Address                 | <input type="checkbox"/> Other Enclosure(s) (please identify below):                    |
| <input type="checkbox"/> Express Abandonment Request                      | <input type="checkbox"/> Terminal Disclaimer                              |   |
| <input checked="" type="checkbox"/> Information Disclosure Statement      | <input type="checkbox"/> Request for Refund                               |   |
|   | <input type="checkbox"/> CD, Number of CD(s) _____                        |   |
|   | <input type="checkbox"/> Landscape Table on CD                            |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)           | Remarks   |   |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application    |   |   |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |                 |
|--------------|---|-----------------|
| Firm Name    | Baker Botts L.L.P.  |                 |
| Signature    |  |                 |
| Printed name | Dennis M. Bissonnette   |                 |
| Date         | 01/28/2010  | Reg. No. 61,910 |

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

|                       |      |  |
|-----------------------|------|--|
| Signature             |      |  |
| Typed or printed name | Date |  |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

# FEE TRANSMITTAL for FY 2007

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 180

## Complete if Known

Application Number 10/785,207  
Filing Date 02/24/2004  
First Named Inventor Modak, et al.  
Examiner Name SOROUGH, ALI  
Art Unit 1616  
Attorney Docket No. 070050.2534

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 02-4377  
Deposit Account Name Baker Botts L.L.P.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments  
☒ Charge any additional fee(s) or any underpayment of fee(s)  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### Extra Claim Fees

|                    | Extra Claims         | Fee     | Fee Paid |
|--------------------|----------------------|---------|----------|
| Total Claims       | <input type="text"/> | x 26 =  | \$0      |
| Independent Claims | <input type="text"/> | x 110 = | \$0      |
| Multiple Dependent | <input type="text"/> | =       | \$0      |

SUBTOTAL \$0

| Fee Description                       | Large Entity | Small Entity |
|---------------------------------------|--------------|--------------|
| Claims in excess of 20                | 52           | 26           |
| Independent claims in excess of 3     | 220          | 110          |
| Multiple dependent claim, if not paid | 390          | 195          |

## FEE CALCULATION (continued)

### ADDITIONAL FEES

|  |                      |
|--|----------------------|
| <input type="checkbox"/> Surcharge - late oath or filing fee               | <input type="text"/> |
| <input type="checkbox"/> Non-English Specification                         | <input type="text"/> |
| <input type="checkbox"/> Extension for reply within first month            | <input type="text"/> |
| <input type="checkbox"/> Extension for reply within second month           | <input type="text"/> |
| <input type="checkbox"/> Extension for reply within third month            | <input type="text"/> |
| <input type="checkbox"/> Extension for reply within fourth month           | <input type="text"/> |
| <input type="checkbox"/> Extension for reply within fifth month            | <input type="text"/> |
| <input type="checkbox"/> Notice of Appeal                                  | <input type="text"/> |
| <input type="checkbox"/> Filing a brief in support of an appeal            | <input type="text"/> |
| <input type="checkbox"/> Petition to revive - unavoidable                  | <input type="text"/> |
| <input type="checkbox"/> Petition to revive - unintentional                | <input type="text"/> |
| <input type="checkbox"/> Utility Issue Fee                                 | <input type="text"/> |
| <input type="checkbox"/> Design Issue Fee                                  | <input type="text"/> |
| <input type="checkbox"/> Publication Fee                                   | <input type="text"/> |
| <input type="checkbox"/> Petitions to the Commissioner                     | <input type="text"/> |
| <input type="checkbox"/> Request for Continued Examination (RCE)           | <input type="text"/> |
| <input checked="" type="checkbox"/> Information Disclosure Statement (IDS) | \$180                |
| Other fee -  | <input type="text"/> |

SUBTOTAL (\$ ) 180

## SUBMITTED BY

Name (Print/Type) Dennis M. Bissonnette

Signature

Registration No. 61,910  
(Attorney/Agent)

(Complete if applicable)

Telephone 212-408-2500

Date 01/28/2010

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Modak et al. Examiner : SOROUSH, ALI  
Serial No. : 10/785207 Confirmation No. : 8835  
Filed : 02/24/2004 Group Art Unit : 1616  
For : GENTLE-ACTING SKIN-DISINFECTANTS AND  
HYDROALCOHOLIC GEL FORMULATIONS

**INFORMATION DISCLOSURE STATEMENT**

**Electronically Filed VIA EFS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith are patents and/or publications for consideration by the Patent and Trademark Office in regard to the invention claimed in the above-identified application. In compliance with 37 C.F.R. § 1.56, such documents are listed on the enclosed Form PTO-1449.

This Information Disclosure Statement is submitted according to the following selected paragraph(s):

- ☐ This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) (1) within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d); (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.
- ☒ This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(c) prior to either a final action or a notice of allowance. Payment for the fee required by 37 C.F.R. § 1.17(p) is hereby authorized to be charged to Deposit Account No. 02-4377.

- ☐ This Information Disclosure Statement is being filed under 37 C.F.R. §1.97(c), with a statement under, 37 C.F.R. §1.97(c) prior to either a final action or a notice of allowance. The undersigned hereby states that (check one):
- ☐ each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.
  - ☐ no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the information disclosure statement.
- ☐ This Information Disclosure Statement is being filed under 37 C.F.R. §1.97(d), with a statement under 37 C.F.R. §1.97(c), after a final action or a notice of allowance but prior to payment of the issue fee. Payment for the fee required by 37 C.F.R. §1.17(p) is hereby authorized to be charged to Deposit Account No. 02-4377. The undersigned hereby petitions that this Information Disclosure Statement be considered prior to issuance of the patent. The undersigned hereby states that (check one):
- ☐ each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.
  - ☐ no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in

37 C.F.R. § 1.56(c) more than three months prior to the filing of the information disclosure statement.

- ☐ The references listed on the accompanying PTO-1449 were either cited by the Examiner or previously submitted in parent application U.S. Serial No. \_\_\_\_\_, filed \_\_\_\_\_. Pursuant to 37 C.F.R. § 1.98(d), the references are not required if the earlier application is identified and relied upon for an effective filing date under 35 U.S.C. § 120 and therefore are not enclosed herewith.

**Co-Pending Application Disclosure**

- ☒ Applicants would like to bring to the attention of the Examiner the following co-pending patent applications, which are also listed on the accompanying PTO-1449:

| Serial No. | Filing Date |
|------------|-------------|
| 10/622272  | 17-Jul-2003 |
| 10/786681  | 25-Feb-2004 |
| 10/047631  | 23-Oct-2001 |

**Disclosure of Office Actions and Responses in Co-Pending Applications**

- ☒ Applicants would like to bring to the attention of the Examiner the following Office Actions issued in co-pending patent applications and Responses to Office Actions filed in such applications, which are also listed on the accompanying PTO-1449:

| Serial No. | Date of Office Action or Response              |
|------------|--|
| 10/622272  | 09/29/2009 Response to final Office Action     |
| 10/622272  | 12/21/2009 Non-Final Office Action             |
| 10/786681  | 08/27/2009 Response to non-Final Office Action |
| 10/786681  | 11/24/2009 Final Office Action                 |
| 10/047631  | 11/14/2003 Non-Final Office Action             |
| 10/047631  | 4/16/2004 Response to Non-Final Office Action  |
| 10/047631  | 7/12/2004 Notice of Allowance                  |

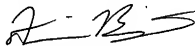
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

Applicants believe that no additional fee is due in connection with this submission. However, if any other fee is due, or if any overpayment has been made, the Commissioner is authorized to charge any such fee or credit any overpayment to our Deposit Account No. 02-4377.

Respectfully submitted,

BAKER BOTTS L.L.P.



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Patent Office Reg. No. 51,932

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January 28, 2010  
Date